

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CyberFone Systems, LLC,

Plaintiff,

v.

Federal Express Corporation, et al.,

Defendants.

Civil Action No. 1:11-cv-834-SLR

DEMAND FOR JURY TRIAL

**PLAINTIFF CYBERFONE SYSTEMS, LLC'S ANSWER TO DEFENDANT
JETBLUE AIRWAYS CORPORATION'S COUNTERCLAIMS**

Plaintiff CyberFone Systems, LLC ("CyberFone") answers the Counterclaims of Defendant JetBlue Airways Corporation ("JetBlue") (D.I. 119) by corresponding paragraph number as follows:

Nature and Basis of Action

1. CyberFone admits that JetBlue's counterclaims arise under the Declaratory Judgment Act and the United States Patent Act. CyberFone denies that JetBlue's counterclaims have any merit.

The Parties, Jurisdiction, and Venue

2. CyberFone admits that JetBlue is a corporation organized and existing under the laws of Delaware. CyberFone lacks knowledge or information sufficient to form a belief about the truth of the remaining allegations contained in paragraph 2.

3. Admitted.

4. Admitted.

5. Admitted.

6. Admitted.

7. Admitted.

8. Admitted.

9. Admitted.

10. Admitted.

COUNTERCLAIM I:
(DECLARATION OF NONINFRINGEMENT)

11. CyberFone restates and incorporates its answers to paragraphs 1-10 above as if fully set forth herein.

12. Denied.

13. Denied.

COUNTERCLAIM II:
(DECLARATION OF INVALIDITY)

14. CyberFone restates and incorporates its answers to paragraphs 1-13 above as if fully set forth herein.

15. Denied.

16. Denied.

PRAYER FOR RELIEF

WHEREFORE, CyberFone prays for the following relief with regard to JetBlue's counterclaims:

- A. A dismissal with prejudice of JetBlue's counterclaims;
- B. An adjudication that JetBlue is not entitled to any relief on its counterclaims, including, without limitation, any fine or damages; and
- C. Costs and such further relief to which CyberFone is entitled, and which the Court deems just and equitable.

DEMAND FOR JURY TRIAL

CyberFone demands a trial by jury on all issues so triable.

Dated: February 16, 2012

Respectfully submitted,

PARKOWSKI, GUERKE & SWAYNE, P.A.

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/s/ John C. Andrade

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IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

CERTIFICATE OF SERVICE

I, John C. Andrade, hereby certify that on February 16, 2012, Plaintiff CyberFone Systems LLC's Answer to Defendant JetBlue Airways Corporation's Counterclaims was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on February 16, 2012, the attached document was electronically mailed to the following:

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